

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.34936 of 2008
OM PRAKASH NAUTIYAL
SON OF LATE HARIDAYA RAM NAUTIYAL, RESIDENT OF 9 KATHAMILL COLONY,
P.S.-SHIVPURI, DISTRICT-SHIVPURI(M.P.)-----PETITIONER.
Versus
THE STATE OF BIHAR THROUGH CENTRAL BUREAU OF
INVESTIGATION(CBI)-----OPPOSITE PARTY.

03. 16.10.2008. Heard learned counsel for the petitioner and the counsel for the Central Bureau of Investigation.

Petitioner is a loanee from the Industrial Bank of India(hereinafter referred to as the Bank) and has been made accused in a case under Section 420 and other allied Sections of the Penal Code and 13(2), 13(1)(d) of the Prevention of Corruption Act as it is alleged that on the basis of the forged documents he obtained the loan of about eight crores from the Bank, out of which four crores and odd was disbursed. From the charge sheet it appears that the Bank officials have not been sent up for trial. He is in jail custody since 23.4.2008.

In the circumstances, petitioner, namely, Om Prakash Nautiyal is directed to be released on bail on furnishing bail bond of Rs.5,000/-(Five thousand) with two sureties of the like amount each to the satisfaction of Special Judge, CBI(South Bihar), Patna in connection with Special Case No. 23 of 2006 arising out of R.C.No.03(E) of 2007 but one of the bailer should be Pradeep Nautiyal who has sworn affidavit in support of this application and happens to be the full brother of the petitioner.

Rajesh/

(V.N.Sinha,J.)

